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6 Attorneys for Michael A. McConnell,
Chapter 11 Trustee

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8 **UNITED STATES BANKRUPTCY COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
10 **NORTHERN DIVISION**
11

12 In re
13 HVI CAT CANYON, INC.,
14 Debtor.

Case No.: 9:19-bk-11573-MB

Chapter 11

**TRUSTEE'S NOTICE OF HEARING ON
MOTION FOR ORDER AUTHORIZING
AND APPROVING INSURANCE
PREMIUM FINANCE AGREEMENT**

Date: January 17, 2020
Time: 10:00 a.m.
Place: Courtroom 201
1415 State Street
Santa Barbara, California

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20 **PLEASE TAKE NOTICE** that on January 17, 2020, at 10:00 a.m., in Courtroom 201,
21 1415 State Street, Santa Barbara, California, Michael A. McConnell, the Chapter 11 trustee (the
22 "Trustee") for the estate of HVI Cat Canyon, Inc. (the "Debtor"), will and hereby does move the
23 Court (the "Motion") for an order authorizing the Trustee to enter into a premium finance
24 agreement (the "PFA") with South Bay Acceptance Corp., or another similar premium finance
25 company (the "Finance Company"),¹ pursuant to which the Trustee will incur credit partially

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27 ¹ If the Trustee obtains more favorable a quote(s), the Trustee will file a supplement to this motion
28 and attach the proposed other agreement(s) before the hearing. The Trustee anticipates that the
protections to be afforded above will not materially change.

1 secured by a down payment and the unearned premiums held by the insurance companies whose
2 policies are financed by the Finance Company.

3 The Trustee reserves the right to enter into premium financing agreements in the future with
4 the Financing Company or similar premium financing companies until the time of the hearing on
5 this Motion. If the Trustee pursues that path, he will file a supplement to this motion and serve
6 notice thereof upon the same parties served with notice of the Motion.

7 The Motion is based upon this Notice, the Motion, accompanying Memorandum of Points
8 and Authorities, the accompanying Declaration of Michael A. McConnell and the Request for
9 Judicial Notice, the papers and pleadings on file in this case, and such other evidence that may be
10 presented to the Court. Copies of the Motion may be obtained from the Clerk of the Court or upon
11 written request to counsel for the Trustee identified in the upper left-hand corner of the first page of
12 this notice.

13 **PLEASE TAKE FURTHER NOTICE** that, pursuant to Local Bankruptcy Rule 9013-
14 1(a)(7), any opposition to the Motion must be in writing in the format required by the Local
15 Bankruptcy Rules, filed with the Clerk of the Court and served upon counsel for the Trustee, at
16 the address in the upper left corner of the face of this Notice, upon the United States Trustee,
17 1415 State Street, Suite 148, Santa Barbara, California 93101, not less than fourteen (14) days
18 before the hearing. A copy of the Motion may be obtained from the Clerk of the Court. Failure to
19 comply with this procedure may be deemed consent to the granting of the relief requested.

20
21 DATED: December 26, 2019

DANNING, GILL, ISRAEL & KRASNOFF, LLP

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23 By: 

24 ERIC P. ISRAEL

25 Attorneys for Michael A. McConnell,
26 Chapter 11 Trustee
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PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is 1901 Avenue of the Stars, Suite 450, Los Angeles, CA 90067-6006.

A true and correct copy of the foregoing document entitled (*specify*): TRUSTEE'S NOTICE OF HEARING ON MOTION FOR ORDER AUTHORIZING AND APPROVING INSURANCE PREMIUM AGREEMENT will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (*date*) December 26, 2019 I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

☒ Service information continued on attached page.

2. SERVED BY UNITED STATES MAIL: On (*date*) December 26, 2019, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Debtor
HVI Cat Canyon, Inc.
c/o Capitol Corporate Services, Inc.
36 S. 18th Avenue, Suite D
Brighton, CO 80601

Debtor
HVI Cat CANYON, INC.
630 Fifth Avenue, Suite 2410
New York, NY 10111

☒ Service information continued on attached page.

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (*state method for each person or entity served*): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (*date*) December 26, 2019, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

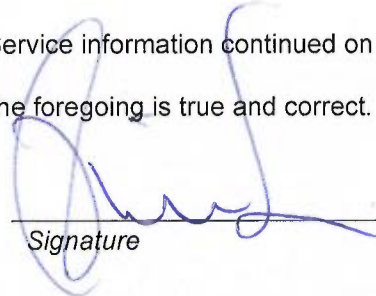
VIA PERSONAL DELIVERY BY ALSSI ON 12/27/19
The Honorable Martin R. Barash
U.S. Bankruptcy Court
Bin on 1st Floor outside entry to Intake Section
21041 Burbank Blvd.
Woodland Hills, CA 91367

☐ Service information continued on attached page.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

December 26, 2019
Date

Vivian Servin
Printed Name


Signature

ADDITIONAL SERVICE INFORMATION (if needed):

1. SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")

William C Beall on behalf of Creditor GLR, LLC
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Marc S Cohen on behalf of Creditor California State Lands Commission
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Daniel A Solitro on behalf of Interested Party CTS Properties, Ltd.
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Ross Spence on behalf of Interested Party Santa Barbara Air Pollution Control District
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Jennifer Taylor on behalf of Interested Party UBS AG, London Branch
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2. SERVED BY U.S. MAIL

REQUEST FOR SPECIAL NOTICE – NOT INCLUDED IN NEF LIST

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